



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Rene COQUILLE et al.

Group Art Unit: 2613

Application No.: 10/585,357

Examiner: D. TRAN

Filed: September 15, 2006

Docket No.: 128654

For: DEVICE FOR TEMPORAL SUBSAMPLING OF AN OTDM OPTICAL SIGNAL,
OTDM-WDM CONVERTER COMPRISING SAME AND OTDM-WDM
CONVERTER

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the January 28, 2010 Election of Species Requirement, Applicants provisionally elect Species I, Figure 2, with traverse. At least claims 1-3, 8 and 13 read on the elected species.

It is respectfully submitted that the subject matter of all species is sufficiently related that a thorough search for the subject matter of any one species would encompass a search for the subject matter of the remaining species. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is respectfully submitted that this policy should apply in the present application in order to avoid

unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Thus, withdrawal of the Election of Species Requirement is respectfully requested.

Respectfully submitted,



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WPB:MQW/tbm

Attachment:
Petition for Extension of Time

Date: March 26, 2010

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